



# CITY OF LODI COUNCIL COMMUNICATION

TM

**AGENDA TITLE:** Adopt Resolution Authorizing City Manager to Execute Contract for Roget Park Improvements, 2229 Tienda Drive, with Hemington Landscape Services, of Cameron Park (\$543,207.50) and Appropriating Funds (\$600,000)

**MEETING DATE:** April 18, 2012

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt resolution authorizing City Manager to execute contract for Roget Park Improvements, 2229 Tienda Drive, with Hemington Landscape Services, of Cameron Park, in the amount of \$543,207.50 and appropriating funds in the amount of \$600,000.

**BACKGROUND INFORMATION:** This project consists of developing four and one-half acres of park land. The existing land will be re-graded and landscaped to tie into the design concept of the proposed Eden Housing – Senior Housing Project adjacent to the park property. Park development work shall include the installation of new concrete walkways, bocce courts, horseshoe pits, game tables, security lighting, park benches, trash receptacles, par-course equipment, park sign, five-horsepower variable frequency drive irrigation booster pump, automatic irrigation system, hydro-seeded turf, native planting materials, underground utilities and other incidental and related work.

Specifications for this project were approved on December 2, 2011. The City received the following 14 bids for this project on April 4, 2012.

Bidder	Location	Bid
Engineer's Estimate		\$642,547.60
Hemington Landscape Services	Cameron Park	\$543,207.50"
WABO Landscape	Hercules	\$543,852.00
Stan Construction	San Bruno	\$547,366.75*
J.M. Slover	Placerville	\$568,197.14
A.M. Stephens Construction	Lodi	\$598,312.90
Saenz Landscape	Rancho Cordova	\$601,202.46*
Stockbridge	Clovis	\$613,767.90*
B.C Construction	Ceres	\$636,133.41*
Andrew L. Lee, Inc.	Lodi	\$662,571.00
Dominguez Landscape	Sacramento	\$667,152.58*
Abide Builders	Vacaville	\$669,352.90
Diede Construction	Woodbridge	\$684,783.30
Vinciguerra Construction	Jackson	\$687,450.17*
Hobbs Construction	Fresno	\$696,889.10
*Corrected Total		

APPROVED:

Konradt Bartlam, City Manager

Adopt Resolution Authorizing City Manager to Execute Contract for Roget Park Improvements, 2229 Tienda Drive, with Hemington Landscape Services, of Cameron Park (\$543,207.50) and Appropriating Funds (\$600,000)  
April 18, 2012  
Page 2

Staff recommends the appropriation of \$600,000 for the construction contract, staff time and contingencies.

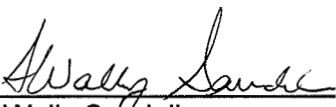
**FISCAL IMPACT:**

There is no direct impact to the Parks and Recreation Department budget for the park development improvements at Roget Park. Funds being used are from the sale of the Tienda Drive property for the Senior Housing Project.

**FUNDING AVAILABLE:**

Requested Appropriation:  
General Fund Capital (1211): \$555,000  
Park Impact Fee (1217): \$45,000

  
Jordan Ayers  
Deputy City Manager/Internal Services Director

  
F. Wally Sandelin  
Public Works Director

  
Jeff Hood  
Interim Parks, Recreation & Cultural Services Director

FWS/pmf

1. AA# \_\_\_\_\_  
2. JV# \_\_\_\_\_

**CITY OF LODI  
APPROPRIATION ADJUSTMENT REQUEST**

**6. REQUEST ADJUSTMENT OF APPROPRIATION AS LISTED BELOW**

	FUND #	BUS. UNIT #	ACCOUNT #	ACCOUNT TITLE	AMOUNT
A.  SOURCE OF  FINANCING					
	1211		3205	Unreserved Fund Balance	\$ 555,000.00
	1217		3205	Fund Balance	\$ 45,000.00
B.  USE OF  FINANCING					
	1211	1211042	1825.2400	Roget Park	\$ 555,000.00
	1217	1217743	1825.2400	Roget Park	\$ 45,000.00

**7. REQUEST IS MADE TO FUND THE FOLLOWING PROJECT NOT INCLUDED IN THE CURRENT BUDGET**

Please provide a description of the project, the total cost of the project, as well as justification for the requested adjustment. If you need more space, use an additional sheet and attach to this form.

Award contract for Roget Park Improvements project. Funds being used for this project are coming from the sale of Tienda Drive (senior housing project). Revenue from the sale were received last fiscal year.

If Council has authorized the appropriation adjustment, complete the following:

Meeting Date: \_\_\_\_\_ Res No: \_\_\_\_\_ Attach copy of resolution to this form.

Department Head Signature: *M. Wally Sanchez*

**8. APPROVAL SIGNATURES**

Deputy City Manager/Internal Services Manager

Date

Submit completed form to the Budget Division with any required documentation.  
Final approval will be provided in electronic copy format.

RESOLUTION NO. 2012-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL AWARDING  
CONTRACT AND AUTHORIZING THE CITY MANAGER TO  
EXECUTE CONTRACT FOR ROGET PARK IMPROVEMENTS,  
2229 TIENDA DRIVE, AND FURTHER APPROPRIATING FUNDS

=====

WHEREAS, in answer to notice duly published in accordance with law and the order of this City Council, sealed bids were received and publicly opened on April 4, 2012, at 11:00 a.m., for Roget Park Improvements, 2229 Tienda Drive, described in the plans and specifications therefore approved by the City Council on December 21, 2011; and

WHEREAS, said bids have been checked and tabulated and a report thereof filed with the City Manager as follows:

<b>Bidder</b>	<b>Bid</b>
Hemington Landscape Services	\$ 543,207.50*
WABO Landscape	\$ 543,852.00
Stan Construction	\$ 547,366.75*
J.M. Slover	\$ 568,197.14
A.M. Stephens Construction	\$ 598,312.90
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Diede Construction	\$ 684,783.30
Vinciguerra Construction	\$ 687,450.17*
Hobbs Construction	\$ 696,889.10
*Corrected Total	

WHEREAS, staff recommends awarding the contract for Roget Park Improvements, 2229 Tienda Drive, to the low bidder, Hemington Landscape Services, of Cameron Park, California, in the amount of \$543,207.50.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby award the contract for Roget Park Improvements, 2229 Tienda Drive, to the low bidder, Hemington Landscape Services, of Cameron Park, California, in the amount of \$543,207.50; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute the contract; and

BE IT FURTHER RESOLVED that funds in the amount of \$600,000 be appropriated from General Fund Capital and Park Impact Fee Fund for this project.

Dated: April 18, 2012

=====

I hereby certify that Resolution No. 2012-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held April 18, 2012, by the following vote:

AYES: COUNCIL MEMBERS -

NOES: COUNCIL MEMBERS -

ABSENT: COUNCIL MEMBERS -

ABSTAIN: COUNCIL MEMBERS -

RANDI JOHL  
City Clerk

2012-\_\_\_\_\_



**CITY OF LODI  
COUNCIL COMMUNICATION**

**AGENDA TITLE:** Adopt Resolution Authorizing City Manager to Execute Contract for Roget Park Improvements, 2229 Tienda Drive, with Hemington Landscape Services, of Cameron Park (\$543,207.50) and Appropriating Funds (\$600,000)

**MEETING DATE:** April 18, 2012

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt resolution authorizing City Manager to execute contract for Roget Park Improvements, 2229 Tienda Drive, with Hemington Landscape Services, of Cameron Park, in the amount of \$543,207.50 and appropriating funds in the amount of \$600,000.

**BACKGROUND INFORMATION:** This project consists of developing four and one-half acres of park land. The existing land will be re-graded and landscaped to tie into the design concept of the proposed Eden Housing – Senior Housing Project adjacent to the park property. Park development work shall include the installation of new concrete walkways, bocce courts, horseshoe pits, game tables, security lighting, park benches, trash receptacles, par-course equipment, park sign, five-horsepower variable frequency drive irrigation booster pump, automatic irrigation system, hydro-seeded turf, native planting materials, underground utilities and other incidental and related work.

Specifications for this project were approved on December 21, 2011. The City received the following 14 bids for this project on April 4, 2012.

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Vinciguerra Construction	Jackson	\$687,450.17*
Hobbs Construction	Fresno	\$696,889.10
*Corrected Total		

APPROVED: \_\_\_\_\_

Konradt Bartlam, City Manager

Adopt Resolution Authorizing City Manager to Execute Contract for Roget Park Improvements, 2229  
Tienda Drive, with Hemington Landscape Services, of Cameron Park (\$543,207.50) and Appropriating  
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April 18, 2012  
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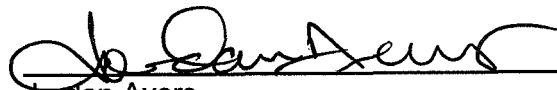
Staff recommends the appropriation of \$600,000 for the construction contract, staff time and contingencies.

**FISCAL IMPACT:**

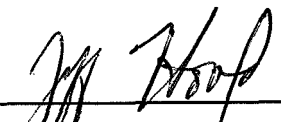
There is no direct impact to the Parks and Recreation Department budget for the park development improvements at Roget Park. Funds being used are from the sale of the Tienda Drive property for the Senior Housing Project.

**FUNDING AVAILABLE:**

Requested Appropriation:  
General Fund Capital (1211): \$600,000

  
\_\_\_\_\_  
Jordan Ayers  
Deputy City Manager/Internal Services Director

  
\_\_\_\_\_  
F. Wally Sandelin  
Public Works Director

  
\_\_\_\_\_  
Jeff Hood  
Interim Parks, Recreation & Cultural Services Director

FWS/pmf

**ROGET PARK IMPROVEMENTS  
2229 TIENDA DRIVE**

**CONTRACT**

---

CITY OF LODI, CALIFORNIA

THIS CONTRACT made by and between the CITY OF LODI, State of California, herein referred to as the "City," and HEMINGTON LANDSCAPE SERVICES, herein referred to as the "Contractor."

**WITNESSETH:**

That the parties hereto have mutually covenanted and agreed, and by these presents do covenant and agree with each other, as follows:

The complete Contract consists of the following documents which are incorporated herein by this reference, to-wit:

Notice Inviting Bids	The July 1992 Edition,
Information to Bidders	Standard Specifications,
General Provisions	State of California,
Special Provisions	Business and Transportation Agency,
Bid Proposal	Department of Transportation
Contract	
Contract Bonds	
Plans	

All of the above documents, sometimes hereinafter referred to as the "Contract Documents," are intended to cooperate so that any work called for in one and not mentioned in the other is to be executed the same as if mentioned in all said documents.

**ARTICLE I** - That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the City and under the condition expressed in the two bonds bearing even date with these presents and hereunto annexed, the Contractor agrees with the City, at Contractor's cost and expense, to do all the work and furnish all the materials except such as are mentioned in the specifications to be furnished by the City, necessary to construct and complete in a good workmanlike and substantial manner and to the satisfaction of the City the proposed improvements as shown and described in the Contract Documents which are hereby made a part of the Contract.

**ARTICLE II** - The City hereby promises and agrees with the Contractor to employ, and does hereby employ, the Contractor to provide all materials and services not supplied by the City and to do the work according to the terms and conditions for the price herein, and hereby contracts to pay the same as set forth in Section 5.600, "Measurement, Acceptance and Payment," of the General Provisions, in the manner and upon the conditions above set forth; and the said parties for themselves, their heirs, executors, administrators, successors and assigns, do hereby agree to the full performance of the covenants herein contained.

ARTICLE III - The Contractor agrees to conform to the provisions of Chapter 1, Part 7, Division 2 of the Labor Code. The Contractor and any Subcontractor will pay the general prevailing wage rate and other employer payments for health and welfare, pension, vacation, travel time, and subsistence pay, apprenticeship or other training programs. The responsibility for compliance with these Labor Code requirements is on the prime contractor.

ARTICLE IV - And the Contractor agrees to receive and accept the following prices as full compensation for furnishing all materials and for doing all the work contemplated and embraced in this agreement; also for all loss or damage arising out of the nature of the work aforesaid or from the action of the elements, or from any unforeseen difficulties or obstructions which may arise or be encountered in the prosecution of the work until its acceptance by the City, and for all risks of every description connected with the work; also for all expenses incurred by or in consequence of the suspension or discontinuance of work and for well and faithfully completing the work, and the whole thereof, in the manner and according to the Plans and Contract Documents and the requirements of the Engineer under them, to-wit:

The work consists of developing 4.5 acres of park land. The existing land must be regarded and landscaped. Work shall also include the installation of new concrete walkways, bocce courts, horseshoe pits, game tables, lighting, park benches, trash receptacles, par-course equipment, park sign, 5HP VFD irrigation booster pump, automatic irrigation system, hydro seeded turf, native planting materials, underground utilities and other incidental and related work, all as shown on the plans and specifications for "Roget Park Improvements, 2229 Tienda Drive".

#### CONTRACT ITEMS

ITEM NO	DESCRIPTION	UNIT	EST'D. QTY	UNIT PRICE	TOTAL PRICE
1.	Clearing and Grubbing Tree Removal and Stump Grinding	LS	1	\$ 28,758.80	\$28,758.80
2.	Dust Control	LS	1	\$ 3,981.00	\$ 3,981.00
3.	Furnish, Install and Maintain Storm Water Pollution Prevention Plan	LS	1	\$ 10,976.00	\$10,976.00
4.	Furnish and Maintain Temporary Chain Link Fencing	LF	1,040	\$ 2.50	\$ 2,600.00
5.	Furnish and Install Temporary Project Sign	LS	1	\$ 700.00	\$ 700.00
6.	Rough, Fine Grading and Compaction	SF	196,020	\$ 0.08	\$15,681.60



ITEM NO.	DESCRIPTION	UNIT	EST'D. QTY	UNIT PRICE	TOTAL PRICE
7.	Furnish and Install New 4-Inch Water Gate Valve and Water Meter Box	LS	1	\$ 750.00	\$ 750.00
8.	Furnish and Install 4-Inch Ductile Iron Water Line	LF	80	\$ 65.25	\$ 5,220.00
9.	Furnish and Install 1-Inch Schedule 40 PVC Potable Water Line	LF	175	\$ 3.00	\$ 525.00
10.	Furnish and Install 30-Inch Diameter x 12-Foot Deep Dry Well and Associated Plumbing	EA	1	\$ 950.00	\$ 950.00
11.	Furnish and Install 4-Inch Backflow Device	EA	1	\$ 6,500.00	\$ 6,500.00
12.	Furnish and Install Underground Primary Electrical	LS	1	\$ 5,205.60	\$ 5,205.60
13.	Furnish and Install 200 Amp Metered Switchboard Panel and Pedestal Enclosure	LS	1	\$ 6,864.00	\$ 6,864.00
14.	Furnish and Install Parking Lighting Conduit and Conductor	LF	1,650	\$ 8.62	\$14,223.00
15.	Furnish and Install Electrical Pull Boxes	EA	14	\$ 298.10	\$ 4,173.40
16.	Furnish and Install Decorative Park Lights with Concrete Foundations	EA	11	\$ 5,845.00	\$64,295.00
17.	Furnish and Install Drop Inlet Catch Basin	EA	1	\$ 2,525.00	\$ 2,525.00

ITEM NO.	DESCRIPTION	UNIT	EST'D. QTY	UNIT PRICE	TOTAL PRICE
18.	Furnish and Install 6-Foot Wide Concrete Walkways	LF	1,660	\$ 24.00	\$39,840.00
19.	Furnish and Install Miscellaneous Concrete Flat Work	SF	2,035	\$ 5.00	\$10,175.00
20.	Furnish and Install 2-Foot Wide Concrete Mow Strip	LF	225	\$ 13.00	\$ 2,925.00
21.	Furnish and Install Concrete Pad with Macro Fiber and Saw Cut Joints	SF	7,144	\$ 5.00	\$35,720.00
22.	Furnish and Install 12-Inch x 18-Inch Concrete Curbing for Bocce Court	LF	324	\$ 25.00	\$ 8,100.00
23.	Furnish and Install Concrete Utility Enclosure Pad and Post Footings	LS	1	\$ 3,025.00	\$ 3,025.00
24.	Furnish and Install 5 Horsepower Variable Frequency Drive (VFD) Irrigation Booster Pump and Electrical	EA	1	\$ 21,707.50	\$21,707.50
25.	Furnish and install Maxicom Irrigation Controls and Electrical	LS	1	\$ 15,661.70	\$15,661.70
26.	Furnish and Install Automatic Irrigation System	SF	181,310	\$ 0.29	\$52,579.90
27.	Furnish and Install Soil Amendments, Fertilizer and Soil Preparation	LBS	4,500	\$ 2.75	\$12,375.00
28.	Furnish and install Pre-Emergent Herbicide	LS	1	\$ 1,122.00	\$ 1,122.00

ITEM NO.	DESCRIPTION	UNIT	EST'D. QTY	UNIT PRICE	TOTAL PRICE
29.	Furnish and Install Hydro Seeded 90/10 Turf Grass	SF	48,300	\$ 0.07	\$ 3,381.00
30.	Furnish and Install Shrub and Ground Cover Plant Material	LS	1	\$ 14,700.00	\$14,700.00
31.	Furnish and Install 15-Gallon Trees	EA	82	\$ 100.00	\$ 8,200.00
32.	Furnish and Install Mulch Ground Cover	CY	1,250	\$ 37.00	\$46,250.00
33.	Furnish and Install Bocce Court(s) Section Material	LS	1	\$ 8,470.00	\$ 8,470.00
34.	Furnish and Install Horseshoe Pit(s) Metal Work and Backboards	LS	1	\$ 2,627.00	\$ 2,627.00
35.	Furnish All Labor Plaster Sand for Horseshoe Pit(s)	BAGS	24	\$ 10.00	\$ 240.00
36.	Furnish and Install Utility Enclosure with Custom Wood Fencing and Gate	LF	82	\$ 109.00	\$ 8,938.00
37.	Furnish and Install 6-Foot Park Benches with Backs	EA	5	\$ 1,221.00	\$ 6,105.00
38.	Furnish and Install 7-Foot Park Benches with Backs	EA	8	\$ 990.00	\$ 7,920.00
39.	Furnish and Install Trash Receptacles	EA	7	\$ 1,232.00	\$ 8,624.00
40.	Furnish and Install ADA Drinking Fountain with Concrete Pad and Plumbing	EA	1	\$ 4,818.00	\$ 4,818.00

ITEM NO.	DESCRIPTION	UNIT	EST'D. QTY	UNIT PRICE	TOTAL PRICE
41.	Furnish and Install Precast Concrete Game Tables	EA	6	\$ 1,546.00	\$ 9,276.00
42.	Furnish and Install Custom Natural Stone Park Sign with Concrete Foundations - Aluminum Lettering and Log	LS	1	\$ 11,753.00	\$11,753.00
43.	Furnish and Install Par-Course Equipment	EA	5	\$ 3,322.00	\$16,610.00
44.	Furnish All Labor, Materials and Equipment for 90-Day Maintenance Period	LS	1	\$ 8,136.00	\$ 8,136.00
TOTAL					\$543,207.50

ARTICLE V - By my signature hereunder, as Contractor, I certify that I am aware of the provisions of Section 3700 of the Labor Code, which requires every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this contract.

ARTICLE VI - It is further expressly agreed by and between the parties hereto that, should there be any conflict between the terms of this instrument and the Bid Proposal of the Contractor, then this instrument shall control and nothing herein shall be considered as an acceptance of the said terms of said proposal conflicting herewith.

ARTICLE VII - The City is to furnish the necessary rights-of-way and easements and to establish lines and grades for the work as specified under the Special Provisions. All labor or materials not mentioned specifically as being done by the City will be supplied by the Contractor to accomplish the work as outlined in the specifications.

ARTICLE VIII - The Contractor agrees to commence work pursuant to this contract within 5 calendar days after the City Manager has executed the contract and to diligently prosecute to completion within **120 WORKING DAYS**.

WHEN SIGNING THIS CONTRACT, THE CONTRACTOR AGREES THAT THE TIME OF COMPLETION FOR THIS CONTRACT IS REASONABLE AND THE CONTRACTOR AGREES TO PAY THE CITY LIQUIDATED DAMAGES AS SET FORTH IN SECTION 6-04.03 OF THE SPECIAL PROVISIONS. CONTRACTOR AGREES THAT THIS AMOUNT MAY BE DEDUCTED FROM THE AMOUNT DUE THE CONTRACTOR UNDER THE CONTRACT.

IN WITNESS WHEREOF, the parties to these presents have hereunto set their hands the year and date written below.

IN WITNESS WHEREOF, the parties to these presents have hereunto set their hands the year and date written below.

CONTRACTOR:

CITY OF LODI

\_\_\_\_\_

By: \_\_\_\_\_  
Konradt Bartlam  
City Manager

By: \_\_\_\_\_

Date: \_\_\_\_\_

Attest:

\_\_\_\_\_

Title

\_\_\_\_\_

City Clerk

(CORPORATE SEAL)

Approved As To Form

\_\_\_\_\_  
D. Stephen Schwabauer  
City Attorney



1. AA# \_\_\_\_\_  
2. JV# \_\_\_\_\_

CITY OF LODI APPROPRIATION ADJUSTMENT REQUEST			
TO.	Internal Services Dept. - Budget Division		
3 FROM:	Rebecca Areida-Yadav	5. DATE:	02/28/2012
4. DEPARTMENT/DIVISION: Public Works			

6. REQUEST ADJUSTMENT OF APPROPRIATION AS LISTED BELOW					
	FUND #	BUS. UNIT #	ACCOUNT #	ACCOUNT TITLE	AMOUNT
A.  SOURCE OF  FINANCING	1211		3205	Unreserved Fund Balance	\$ 600,000.00
B.  USE OF  FINANCING	1211	1211042	1825.2400	Roget Park	\$ 600,000.00

7. REQUEST IS MADE TO FUND THE FOLLOWING PROJECT NOT INCLUDED IN THE CURRENT BUDGET
<p>Please provide a description of the project, the total cost of the project, as well as justification for the requested adjustment. If you need more space, use an additional sheet and attach to this form.</p> <p>Award contract for Roget Park Improvements project. Funds being used for this project are coming from the sale of Tienda Drive (senior housing project). Revenue from the sale were received last fiscal year.</p>
<p>If Council has authorized the appropriation adjustment, complete the following:</p> <p>Meeting Date: _____ Res No: _____ Attach copy of resolution to this form.</p> <p>Department Head Signature: <u>Wally Sander</u></p>

8. APPROVAL SIGNATURES
Deputy City Manager/Internal Services Manager _____ Date _____

Submit completed form to the Budget Division with any required documentation  
Final approval will be provided in electronic copy format.

RESOLUTION NO. 2012-45

A RESOLUTION OF THE LODI CITY COUNCIL AWARDING  
CONTRACT AND AUTHORIZING THE CITY MANAGER TO  
EXECUTE CONTRACT FOR ROGET PARK IMPROVEMENTS,  
2229 TIENDA DRIVE, AND FURTHER APPROPRIATING FUNDS

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WHEREAS, said bids have been checked and tabulated and a report thereof filed with the City Manager as follows:

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*Corrected Total	

WHEREAS, staff recommends awarding the contract for Roget Park Improvements, 2229 Tienda Drive, to the low bidder, Hemington Landscape Services, of Cameron Park, California, in the amount of \$543,207.50.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby award the contract for Roget Park Improvements, 2229 Tienda Drive, to the low bidder, Hemington Landscape Services, of Cameron Park, California, in the amount of \$543,207.50; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute the contract; and

BE IT FURTHER RESOLVED that funds in the amount of \$600,000 be appropriated from General Fund Capital and Park Impact Fee Fund for this project.

Dated: April 18, 2012

---

I hereby certify that Resolution No. 2012-45 was passed and adopted by the City Council of the City of Lodi in a regular meeting held April 18, 2012, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Johnson, Nakanishi, and Mayor Mounce

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – Katzakian

ABSTAIN: COUNCIL MEMBERS – None

  
RANDI JOHL  
City Clerk